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EXAMINER
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LEE, ANDREW CHUNG CHEUNG

ART UNIT	PAPER NUMBER
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2616

SHORTENED STATUTORY PERIOD OF RESPONSE	MAIL DATE	DELIVERY MODE
3 MONTHS	04/23/2007	PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

If NO period for reply is specified above, the maximum statutory period will apply and will expire 6 MONTHS from the mailing date of this communication.

# Office Action Summary

Application No.

09/964,702

Applicant(s)

DESANTI ET AL.

Examiner

Andrew C. Lee

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

## Status

- 1) ☒ Responsive to communication(s) filed on 01 February 2007.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

## Disposition of Claims

- 4) ☒ Claim(s) 1-32 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-9 and 11-32 is/are rejected.
- 7) ☒ Claim(s) 5, 10, 16, 28 is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

## Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

## Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

## Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO/SB/08)  
Paper No(s)/Mail Date \_\_\_\_\_
- 4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date \_\_\_\_\_
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: \_\_\_\_\_

## **DETAILED ACTION**

### ***Response to Amendment***

1. The amendment filed on 2/01/2007 have been entered and made of record.
2. Claims 1 – 32 are pending.

### ***Claim Rejections - 35 USC § 101***

3. 35 U.S.C. 101 reads as follows:

Whoever invents or discovers any new and useful process, machine, manufacture, or composition of matter, or any new and useful improvement thereof, may obtain a patent therefor, subject to the conditions and requirements of this title.

4. Claim 32 is rejected under 35 U.S.C. 101 because the claimed invention is directed to a non-statutory subject matter.

Regarding claim 32, according to page 53 of Interim Guidelines for Examination of Patent Applications for Patent Subject Matter Eligibility "A computer readable medium containing executable program instructions for forwarding packets within a computer network", disclosed in claim 32 is non-statutory subject matter because the claim 32 does not disclose "the claimed computer-readable medium encoded with a computer program (or computer executable instruction).

### ***Claim Rejections - 35 USC § 101***

5. 35 U.S.C. 101 reads as follows:

Whoever invents or discovers any new and useful process, machine, manufacture, or composition of matter, or any new and useful improvement thereof, may obtain a patent therefor, subject to the conditions and requirements of this title.

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6. Claims 1 – 13, 14 – 16, 17 – 23, 24 – 29 are rejected under 35 U.S.C. the reasons are provided as following:

7. Claims 1 – 13 are rejected under 35 U.S.C. 101 because the claimed method 1 is directed to non-statutory subject matter (according to page 30 of Interim Guidelines for Examination of Patent Applications for Patent Subject Matter Eligibility).

To determine whether claim 1 complies with the subject matter eligibility requirement of 35 U.S.C. 101, we ask

Question 1 — Does the claimed invention fall within one of the statutory classes?

Yes, method process.

Question 2 — Does the claimed invention fall/cover/include a judicial exception?

Yes, abstract idea — claim 1 is seemingly a patentable process, however, it is in reality seeking patent protection of the computer program in the abstract as evidenced by claim 32.

Question 3 — Is there any Practical application by physical transformation?

No. There is no physical transformation for the claimed method 1.

Question 4 — Is practical application that produces useful and tangible result?

No. The computer program per se does not produce useful and tangible result.

**Conclusion:** Claimed method 1 is nonstatutory.

8. Claims 2 – 13 are rejected under 35 U.S.C. 101 because claims 2 – 13 are dependent upon a rejected based claim 1.

9. Claims 14 – 16 are rejected under 35 U.S.C. 101 because the claimed method 14 is directed to non-statutory subject matter (according to page 30 of Interim Guidelines for Examination of Patent Applications for Patent Subject Matter Eligibility).

To determine whether claim 14 complies with the subject matter eligibility requirement of 35 U.S.C. 101, we ask

Question 1 — Does the claimed invention fall within one of the statutory classes?

Yes, method process.

Question 2 — Does the claimed invention fall/cover/include a judicial exception?

Yes, abstract idea — claim 14 is seemingly a patentable process, however, it is in reality seeking patent protection of the computer program in the abstract as evidenced by claim 32.

Question 3 — Is there any Practical application by physical transformation?

No. There is no physical transformation for the claimed method 14.

Question 4 — Is practical application that produces useful and tangible result?

No. The computer program per se does not produce useful and tangible result.

**Conclusion:** Claimed method 14 is nonstatutory.

10. Claims 15 – 16 are rejected under 35 U.S.C. 101 because claims 15 – 16 are dependent upon a rejected based claim 14.

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11. Claims 17 – 23 are rejected under 35 U.S.C. 101 because the claimed apparatus/device 17 is directed to non-statutory subject matter (according to page 30 of Interim Guidelines for Examination of Patent Applications for Patent Subject Matter Eligibility).

To determine whether claim 17 complies with the subject matter eligibility requirement of 35 U.S.C. 101, we ask

Question 1 — Does the claimed invention fall within one of the statutory classes?

Yes, apparatus/device process.

Question 2 — Does the claimed invention fall/cover/include a judicial exception?

Yes, abstract idea — claim 17 is seemingly a patentable process, however, it is in reality seeking patent protection of the computer program in the abstract as evidenced by claim 32.

Question 3 — Is there any Practical application by physical transformation?

No. There is no physical transformation for the claimed apparatus/device 17.

Question 4 — Is practical application that produces useful and tangible result?

No. The computer program per se does not produce useful and tangible result.

**Conclusion:** Claimed apparatus/device 17 is nonstatutory.

12. Claims 18 – 23 are rejected under 35 U.S.C. 101 because claims 18 – 23 are dependent upon a rejected based claim 17.

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13. Claims 24 – 29 are rejected under 35 U.S.C. 101 because the claimed method 24 is directed to non-statutory subject matter (according to page 30 of Interim Guidelines for Examination of Patent Applications for Patent Subject Matter Eligibility).

To determine whether claim 24 complies with the subject matter eligibility requirement of 35 U.S.C. 101, we ask

Question 1 — Does the claimed invention fall within one of the statutory classes?

Yes, method process.

Question 2 — Does the claimed invention fall/cover/include a judicial exception?

Yes, abstract idea — claim 24 is seemingly a patentable process, however, it is in reality seeking patent protection of the computer program in the abstract as evidenced by claim 32.

Question 3 — Is there any Practical application by physical transformation?

No. There is no physical transformation for the claimed method 24.

Question 4 — Is practical application that produces useful and tangible result?

No. The computer program per se does not produce useful and tangible result.

**Conclusion:** Claimed method 24 is nonstatutory.

14. Claims 25 – 29 are rejected under 35 U.S.C. 101 because claims 25 – 29 are dependent upon a rejected based claim 24.

***Claim Rejections - 35 USC § 103***

15. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

16. Claims 1, 14, 30, 32, 3, 4, 15, 22, 27, 5, 16, 28, 6, 11 – 14, 17, 23, 24, 29 are rejected under 35 U.S.C. 103(a) as being unpatentable over Varghese et al. (U.S. 6560236 B1) in view of Ogawa et al. (US 20020075872 A1 B1).

Regarding Claims 1, 14, 30, 32, Varghese et al. disclose a method, an intermediate network device, computer readable medium for use by an intermediate network device (Fig. 2, element 112, element 110) having a plurality of interfaces (Fig. 2, ports 8, 12, 9, 15, 17, 6, 23, 19) for forwarding network packets among the interfaces, one or more of the interfaces being associated with one or more Virtual Local Area Network (VLAN) designations (Fig. 2, Vlan 1, Vlan 2), the method comprising the steps of: mapping each VLAN designation to a site identifier (Fig. 3 (step 130), col 4, line 59 to col 5, line 6; VLAN 1 is the VLAN designation mapped into site identifier VlanId: 1); Varghese et al. Implicitly teach receiving on an inbound interface a packet having a site-local unicast destination address (col 3, lines 3 - 9; The receipt of unicast packet with a destination address is equivalent to receiving on an inbound interface a packet having a site-local unicast destination address); identifying the VLAN designation associated with the received packet (Fig. 3 (steps 130, 132, 134 136), col 4 line 65 to col 5 line 36; The steps 130 -136 create a correspondence to links 6, 17, 19, 23 with Vlan 1 and these steps are associated with identifying the VLAN designation



associated with the received packet); utilizing the identified VLAN designation to retrieve the site identifier to which the VLAN designation is mapped (Fig. 3 (step 130), col 4, line 59 to col 5, line 6; VLAN 1 is the VLAN designation mapped into site identifier VlanId: 1. Utilizing the mapping of VLAN designation (VLAN 1) to site identifier VlanId: 1 in step 130, the identified VLAN designation to retrieve the site identifier is performed); creating a modified destination address by embedding the retrieved site identifier into the site-local unicast destination address (col 5, line 58 to col 6, line 23. The VlanId is embedded in a packet by encoding VlanId field in some redundant field in P (data packet) that contains redundant information without the addition of headers to the original packet is equivalent to creating a modified destination address by embedding the retrieved site identifier into the site-local unicast destination address); and rendering a forwarding decision for the received packet based on the modified destination address (col 3, lines 2 - 9). Varghese et al. do not disclose explicitly receiving on an inbound interface a packet having a site-local unicast destination address; identifying the VLAN designation associated with the received packet; utilizing the identified VLAN designation to retrieve the site identifier to which the VLAN designation is mapped; creating a modified destination address by embedding the retrieved site identifier into the site-local unicast destination address; and rendering a forwarding decision for the received packet based on the modified destination address.

Ogawa et al. disclose the limitation of mapping each VLAN designation to a site identifier ("assigns a virtual hierarchy SLAID=3 to the interface" correlates to mapping each VLAN designation to a site identifier; page 7, paragraph [0047]); receiving on an inbound interface a packet having a site-local unicast destination address ("generate a "Direct" entry

in the conventional routing table holding means indicating that the address AA.BB.CC.00/24" correlates to the received packet having a site-local unicast destination address; page 7 – 8, paragraph [0148], [0149]); identifying the VLAN designation associated with the received packet (page 8, paragraph [0149]); utilizing the identified VLAN designation to retrieve the site identifier to which the VLAN designation is mapped (Fig. 26, Fig. 27, page 8, paragraphs [0150], [0151], [0152],[0153]); creating a modified destination address by embedding the retrieved site identifier into the site-local unicast destination address (page 8, paragraph [0153]); and rendering a forwarding decision for the received packet based on the modified destination address (page 8, paragraphs [0154], [0155], [0156], [0157]).

It would have been obvious to one of ordinary skill in the art at the time the invention was made to modify Varghese et al. to include receiving on an inbound interface a packet having a site-local unicast destination address; identifying the VLAN designation associated with the received packet; utilizing the identified VLAN designation to retrieve the site identifier to which the VLAN designation is mapped; creating a modified destination address by embedding the retrieved site identifier into the site-local unicast destination address; and rendering a forwarding decision for the received packet based on the modified destination address as taught by Ogawa et al. in order to provide routing control method and an apparatus therefor in a mixed environment of a hierarchical network and a non-hierarchical network (as suggested by Ogawa et al., see page 2, paragraph [0022]).

Regarding Claim 3, Varghese et al. discloses wherein the step of rendering a forwarding decision comprises the step of deciding upon an outbound interface from which the packet is to be forwarded (column 3, lines 2 – 9). Ogawa et al. also disclose the limitation of a method of claimed wherein the step of rendering a forwarding decision comprises the step of deciding upon an outbound interface from which the packet is to be forwarded (Ogawa; page 8, paragraphs [0154], [0155], [0156], [0157]).

Regarding claims 4, 15, 22, 27, Varghese et al. disclose a method for use by an intermediate network device (Fig. 2, element 112, element 110) having a plurality of interfaces (Fig. 2, ports 8, 12, 9, 15, 17, 6, 23, 19) for forwarding network packets among the interfaces.

Varghese et al. do not disclose method, device of claimed wherein the packet further includes a site-local unicast source address, the method, and device further comprising the steps of: identifying the VLAN designation associated with the outbound interface from which the packet is to be forwarded or the VLAN designation with which the packet is to be tagged; utilizing the identified VLAN designation for the outbound interface to retrieve the site identifier to which the VLAN designation is mapped ; and comparing the site identifier associated with the inbound interface with the site identifier associated with the outbound interface.

Ogawa et al. disclose the limitation of a method of claimed wherein the packet further includes a site-local unicast source address ("Ipv4 network address (address AA.BB.CC.00/24" correlates to site-local unicast source address; Fig. 26, page 7,

paragraph [0143] (“generate a “Direct” entry in the conventional routing table holding means indicating that the address AA.BB.CC.00/24” correlates to the received packet having a site-local unicast destination address; page 7 –8, paragraph [0148], [0149]), the method further comprising the steps of: identifying the VLAN designation associated with the outbound interface from which the packet is to be forwarded or the VLAN designation with which the packet is to be tagged (“a user assigns SLAID=3 as a hierarchy number to an Ipv4 network accommodation interface on the router B” correlates to identifying the VLAN designation associated with the outbound interface from which the packet is to be forwarded; page 7, paragraph [0143]); utilizing the identified VLAN designation for the outbound interface to retrieve the site identifier to which the VLAN designation is mapped (page 7, paragraphs [0143], [0144]); and comparing the site identifier associated with the inbound interface with the site identifier associated with the outbound interface (page 8, paragraphs [0153] – [0157]).

It would have been obvious to one of ordinary skill in the art at the time the invention was made to modify Varghese et al. to include method of claimed wherein the packet further includes a site-local unicast source address, the method further comprising the steps of: identifying the VLAN designation associated with the outbound interface from which the packet is to be forwarded or the VLAN designation with which the packet is to be tagged; utilizing the identified VLAN designation for the outbound interface to retrieve the site identifier to which the VLAN designation is mapped; and comparing the site identifier associated with the inbound interface with the site identifier associated with the outbound interface as taught by Ogawa et al. in order to provide routing control method

and an apparatus therefor in a mixed environment of a hierarchial network and a non-hierarchial network (as suggested by Ogawa et al., see page 2, paragraph [0022]).

Regarding Claim 6, Varghese et al. discloses wherein the step of rendering comprises the step of applying the modified destination address to a forwarding information base (FIB) optimized to permit fast lookups (Fig. 4, element 146; col 8, lines 7–21). Ogawa et al. also disclose the limitation of a method of claimed wherein the step of rendering comprises the step of applying the modified destination address to a forwarding information base (FIB) optimized to permit fast lookups (Fig. 14, page 4, paragraphs [0080], [0081]).

Regarding Claim 11, Varghese et al. disclose whereby each VLAN designation is mapped to a single site identifier (Fig. 3 (step 130), col 4, line 59 to col 5, line 6; VLAN 1 is the VLAN designation mapped into site identifier VlanId: 1)

Regarding Claim 12, Varghese et al. disclose whereby a plurality of VLAN designations are mapped to the same site identifier (Fig. 3 (step 130 and step 136), col 4, line 59 to col 5, line 6; col 5, line 29 — 35. VLAN 1 and VLAN FOO are mapped to same VlanId: 1 (same site identifier)).

Regarding Claim 13, Varghese et al. discloses wherein packets may be one of either untagged or tagged with a VLAN designation, and the step of identifying includes either, if the received packet is untagged, determining the VLAN designation of the inbound interface on which the untagged packet was received or, if the received packet is tagged, determining the VLAN

designation with which the received packet is tagged (col 7, lines 20 – 35; col 7 line 64 — col 8 line 6. Packets with VlanId field (tagged) is decoded to yield the Vlan the packet was sent on. Packets without VlanId (untagged) uses a Source Vlan Table that associates source addresses with Vlans).

Regarding Claim 17, Varghese et al. disclose an intermediate network device (Fig 5, elements 150 and 152) for forwarding packets within a computer network, the device comprising: a plurality of interfaces for receiving and forwarding packets, one or more of the interfaces associated with one or more virtual local area network (VLAN) designations (Fig. 5, element VLAN 1....VLAN m, col 8, line 50 to col 9, line 12); a forwarding information base (FIB) for storing routing information (Fig. 5, element 172, col 9, lines 50 – 55); a routing engine in communicating relationship with the FIB, the routing engine configured to make forwarding decisions for received packets, based at least in part on the routing information in the FIB (Fig. 5 element 166, col 9, lines 31 -- 56); and a memory in communicating relationship with the routing engine, the memory configured to store the VLAN designations associated with the device's interfaces in mapping relationship with one or more site identifiers (Fig. 6 (data structures stored in memory), elements 200 and 210; col 10, line 30 to col 12, line 26), wherein the routing engine utilizes the memory to ensure that a packet having a site-local unicast source and/or destination address is only forwarded between interfaces corresponding to the same site identifier (col 2, lines 1-13. Any communications received at a first bridge port are directly sent by the bridge to another bridge port only if the other bridge port and the first bridge port are part of the same group (same VlanId equivalent to same site identifier) is associated with a packet having a site-local unicast

source and/or destination address only forwarded between interfaces corresponding to the same site identifier).

Regarding Claim 23, Varghese et al. discloses wherein the plurality of interfaces are located at one or more line cards disposed at the intermediate network device (Fig. 2, ports 8, 12, 9, 15, 17, 6, 23, 19. See Abstract. The device including a bridge having a plurality of ports through which network communications pass to and from the bridge), and each line card includes a corresponding FIB and routing engine for rendering for-warding decisions (Fig. 5, elements 172 (forwarding database) and 166 (bridge forwarding equivalent to routing engine); col 9, lines 50 – 55; col 9, lines 31 – 56).

Regarding Claim 24, Varghese et al. disclose a method for use by an intermediate network device (Fig. 2, element 112, element 110) having a plurality of interfaces (Fig. 2, ports 8, 12, 9, 15, 17, 6, 23, 19) for forwarding network packets among the interfaces, one or more of the interfaces being associated with one or more Virtual Local Area Network (VLAN) designations (Fig. 2, Vlan 1, Vlan 2), the method comprising the steps of: receiving on an inbound interface a packet having a link-local unicast destination address (col 3, lines 3 – 9. The receipt of unicast packet with a destination address is equivalent to receiving on an inbound interface a packet having a link-local unicast destination address. The packet P sent to the router can have a VlanId field. See col 6, lines 61- 65 associated with a unicast packet); identifying the VLAN designation associated with the received packet (Fig. 3 (steps 130, 132, 134 136), col 4 line 65 to col 5 line 36; The steps 130 -136 create a

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correspondence to links 6, 17, 19, 23 with Vlan I and these steps are associated with identifying the VLAN designation associated with the received packet); creating a modified destination address by embedding the identified VLAN designation into the link-local unicast destination address (col 5, line 58 to col 6, line 23. The VlanId is embedded in a packet by encoding VlanId field in some redundant field in P (data packet) that contains redundant information without the addition of headers to the original packet is equivalent to creating a modified destination address by embedding the retrieved site identifier into the site-local unicast destination address); and rendering a forwarding decision for the received packet based on the modified destination address (col 3, lines 2 - 9).

Regarding Claim 29, Varghese et al. disclose wherein packets may be one of either untagged or tagged with a VLAN designation, and the step of identifying includes either, if the received packet is untagged, determining the VLAN designation of the inbound interface on which the untagged packet was received or, if the received packet is tagged, determining the VLAN designation with which the received packet is tagged (col 7, lines 20 – 35; col 7 line 64 – col 8 line 6. Packets with VlanId field (tagged) is decoded to yield the Vlan the packet was sent on. Packets without VlanId (untagged) uses a Source Vlan Table that associates source addresses with Vlans).

17. Claims 2, 31, 20, 21, 25, 26 are rejected under 35 U.S.C. 103(a) as being unpatentable over Varghese et al. (US 6560236) and Ogawa et al. (US 20020075872 A1 B1)



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as applied to claims 1, 14, 3, 4, 15, 22, 27, 5, 16, 28, 6, 11 – 14, 17, 23, 24, 29 above, and further in view of Flanders et al. (US 6,172,980).

Regarding Claims 2, 31, Varghese et al. disclose all the limitations of claim 1 except for wherein the received packet complies in at least substantial part with version 6 of the Internet Protocol (IPv6). Flanders et al. discloses the received packet complies in at least substantial part with version 6 of the Internet Protocol (IPv6). A Receive Header Processor (RHP) (Fig. 2 element 46) analyzes the destination address of the received data unit, in hardware, for determining if routing or bridging is required. If routing is required, the RHP uses portions of the received data unit header as a compare value against predefined values stored in data structures which provide a protocol ID identifying the protocol of the received data unit and serving as an index to the appropriate microcode handling routine, executed by the RHP, for the data unit. The handling routine causes the RHP to forward data unit identifying information appropriate to the identified protocol and obtained from the received data unit to further hardware-based data unit processing elements (ACA (Address Cache ASIC) (Fig. 2, element 26)). The data unit processing elements are adaptable to the received data unit cast state (e.g. unicast, multicast, broadcast), bridging and/or routing requirements, and received data unit protocol (Abstract). The RHP to ACA interface supports IPv6 as specified in the field description (Fig. 8, col 7, lines 35 - 50). At the time the invention was made it would have been obvious to a person of ordinary skill in the art to use the RHP and ACA interface as taught by Flanders et al. into the system of Varghese et

at. to reflect a new layer-2 destination address, protocol ID, Address Cache lookup status, destination address masks, and other information for routing (col 1, line 65 to col 2 line 1).

Regarding Claim 20, Varghese et al. disclose all the limitations of claim 17 except wherein at least some of the packets forwarded by the device comply in at least substantial part with version 6 of the Internet Protocol (IPv6). Flanders et al. disclose the received packet complies in at least substantial part with version 6 of the Internet Protocol (IPv6). A Receive Header Processor (RHP) (Fig. 2 element 46) analyzes the destination address of the received data unit, in hardware, for determining if routing or bridging is required. If routing is required, the RHP uses portions of the received data unit header as a compare value against predefined values stored in data structures which provide a protocol ID identifying the protocol of the received data unit and serving as an index to the appropriate microcode handling routine, executed by the RHP, for the data unit. The handling routine causes the RHP to forward data unit identifying information appropriate to the identified protocol and obtained from the received data unit to further hardware-based data unit processing elements (ACA (Address Cache ASIC) (Fig. 2, element 26)). The data unit processing elements are adaptable to the received data unit cast state (e.g. unicast, multicast, broadcast), bridging and/or routing requirements, and received data unit protocol (Abstract). The RHP to ACA interface supports IPv6 as specified in the field description (Fig. 8, col 7, lines 35 - 50). At the time the invention was made it would have been obvious to a person of ordinary skill in the art to use the RHP and ACA interface as taught by Flanders et al. into the system of Varghese et al. to reflect a new layer-2 destination

address, protocol ID, Address Cache lookup status, destination address masks, and other information for routing (col 1, line 65 to col 2 line 1):

Regarding Claim 21, Varghese et al. disclose wherein the routing engine: identifies the VLAN designation associated with the received packet (Fig. 3 (steps 130, 132, 134 136), col 4 line 65 to col 5 line 36; The steps 130 -136 create a correspondence to links 6, 17, 19, 23 with Vlan 1 and these steps are associated with identifying the VLAN designation associated with the received packet), utilizes the identified VLAN designation to retrieve the site identifier to which the VLAN designation is mapped (Fig. 3 (step 130), col 4, line 59 to col 5, line 6; VLAN 1 is the VLAN designation mapped into site identifier VlanId: 1. Utilizing the mapping of VLAN designation (VLAN 1) to site identifier VlanId: 1 in step 130, the identified VLAN designation to retrieve the site identifier is performed); creates a modified destination address by embedding the retrieved site identifier into the site-local unicast destination address (col 5, line 58 to col 6, line 23. The VlanId is embedded in a packet by encoding VlanId field in some redundant field in P (data packet) that contains redundant information without the addition of headers to the original packet is equivalent to creating a modified destination address by embedding the retrieved site identifier into the site-local unicast destination address), and renders a forwarding decision for the received packet based on the modified destination address (col 3, lines 2 - 9).

Regarding Claim 25, Varghese et al. disclose all the limitations of claim 24 except for wherein the received packet complies in at least substantial part with version 6 of the

Internet Protocol (IPv6). Flanders et al. discloses the received packet complies in at least substantial part with version 6 of the Internet Protocol (IPv6). A Receive Header Processor (RHP) (Fig. 2 element 46) analyzes the destination address of the received data unit, in hardware, for determining if routing or bridging is required. If routing is required, the RHP uses portions of the received data unit header as a compare value against predefined values stored in data structures which provide a protocol ID identifying the protocol of the received data unit and serving as an index to the appropriate microcode handling routine, executed by the RHP, for the data unit. The handling routine causes the RHP to forward data unit identifying information appropriate to the identified protocol and obtained from the received data unit to further hardware-based data unit processing elements (ACA (Address Cache ASIC) (Fig. 2, element 26)). The data unit processing elements are adaptable to the received data unit cast state (e.g. unicast, multicast, broadcast), bridging and/or routing requirements, and received data unit protocol (Abstract). The RHP to ACA interface supports IPv6 as specified in the field description (Fig. 8, col 7, lines 35 - 50). At the time the invention was made it would have been obvious to a person of ordinary skill in the art to use the RHP and ACA interface as taught by Flanders et al. into the system of Varghese et al. to reflect a new layer-2 destination address, protocol ID, Address Cache lookup status, destination address masks, and other information for routing (col 1, line 65 to col 2 line 1).

Regarding Claim 26, Varghese et al. disclose wherein the step of rendering a forwarding decision comprises the step of deciding upon an outbound interface from which the packet is to be forwarded (col 3, lines 2 – 9).

18. Claims 7, 8, 9, 18 are rejected under 35 U.S.C. 103(a) as being unpatentable over Varghese et al. (U.S. Patent No. 6,560,236) in view of Chang (U.S. Patent No. 6,728,249).

Regarding Claim 7, Varghese et al. disclose all the limitations of claim 6 except wherein the FIB includes one or more content addressable memories (CAMs) and/or ternary content addressable memories (TCAMs). Chang discloses wherein a network processor stores LEC (LAN emulation client) up-link information which facilitates mapping of MAC addresses to VCC (Virtual Channel Connection) information. This information is stored in a content addressable memory (CAM) (Fig. 2, element 58) coupled to a packet forwarding subsystem (Fig. 2, element 56 is equivalent to the FIB) within the network processor (col 3, line 65 to col 4, line 3). At the time the invention *was made it would have been obvious to a person of ordinary skill in the art to use CAM* to store routing information as taught by Chang in the system of Varghese et al. to facilitates the cut-through forwarding process (col 6, lines 58 – 60).

Regarding Claim 8, Varghese et al. and Chang disclose all the limitations of claim 7. Furthermore, Chang discloses wherein the one or more CAMs and/or TCAMs stores addresses or address prefixes that have been modified to include site identifiers embedded therein (col 6, lines 61-63 ; col 8, lines 10 – 32. The CAM stores LEC uplink information which provides mapping of MAC destination addresses to virtual channel connections (VCCs) and vice versa. The MAC destination addresses and VCC are associated with addresses stored in the CAM. Unique MAC and VLAN ID are pre-registered into CAM

during configuration. The VLAN ID (equivalent to site identifier) which is in the (embedded) packet header is use to determine LEC ID for the packet and with the VCC from the CAM is used for packet forwarding. See col 3, line 43 – 55).

Regarding Claim 9, Varghese et at. and Chang disclose all the limitations of claim 8. Furthermore, Chang discloses wherein at least one of the CAMs and/or TCAMs has a plurality of rows and each row of the CAM and/or TCAM stores a respective address or address prefix (col 6, lines 61-65. The CAM is a lookup table and it would have been obvious to a person of ordinary skill in the art to associate a lookup table with plurality of rows, each row storing MAC destination addresses, VCC and VLAN ID to facilitate the lookup process).

Regarding Claim 18, Varghese et al. discloses all the limitations of claim 17 except wherein the FIB includes one or more content addressable memories (CAMs) and/or ternary content addressable memories (TCAMs) programmed with a plurality of addresses or address prefixes. Chang discloses wherein a network processor stores LEC (LAN emulation client) up-link information which facilitates mapping of MAC addresses to VCCs (Virtual Channel Connections) information. This information is stored in a content addressable memory (CAM) (Fig. 2, element 58) coupled to a packet forwarding subsystem (Fig. 2, element 56 is equivalent to the FIB) within the network processor (col 3, line 65 to col 4, line 3; col 6, lines 58 - 65). At the time the invention was made it would have been obvious to a person of ordinary skill in the art to use CAM to store routing information as

taught by Chang in the system of Varghese et al. to facilitates the cut-through forwarding process (col 6, lines 58 – 60).

19. Claim 19 are rejected under 35 U.S.C. 103(a) as being unpatentable over Varghese et al. (US 6560236) in view of Chang (US 6728249) and further in view of Müller et al. (US 5938736).

Regarding Claim 19, Varghese et al. and Chang disclose all the limitations of or greater than 128 bits. Muller et al. discloses at least one CAM (Fig. 6 elements 610 and 620) and/or TCAM has a width that is equal to or greater than 128 bits (col 11, lines 51 – 53). At the time the invention was made it would have been obvious to a person of ordinary skill in the art to include this feature as taught by Muller et al. in the system of Chang to be able to perform search key formation associated with the CAM with an IP version six (IP V6) class indicating the packet header is associated with an IP V6 packet (col 7, lines 6 – 32).

***Allowable Subject Matter***

20. Claim 5, 10, 16, 28 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

***Response to Arguments***

21. Applicant's arguments with respect to claims 1 – 32 have been considered but are moot in view of the new ground(s) of rejection.

***Conclusion***

22. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

- Yusa et al. (6085238) disclose a virtual LAN system forms a virtual group which is based on elements having physical attribute or logical attribute and constituting a virtual LAN, sets a client address and priority of the virtual group in a virtual group registration table, and allocates unicast and broadcast traffic bands in group units.
- Crayford (US 6269098 B1) discloses a network switch configured for switching data packets across multiple ports uses an address table to generate frame forwarding information.
- Matsuhira (US 20030088697 A1) discloses fully meshed virtual paths obtained with smaller number of settings, thus facilitating expansion of VPN service.
- Liu et al. (US 6947419 B2) discloses an apparatus distributing multicast messages with a multicast address among the ports of a network device on the basis of, inter alia, virtual local area network (VLAN) associations among the ports.



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- Dobbins et al. (US 6711171 B1) disclose method and apparatus providing connection-oriented services for packet switched data communications networks.

23. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Andrew C. Lee whose telephone number is (571) 272-3131. The examiner can normally be reached on Monday through Friday from 8:30am - 5:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Wing Chan can be reached on (571) 272-7493. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

  
WING CHAN  
SUPERVISORY PATENT EXAMINER

/Andrew C. Lee/::<4/10/2007>